

**SCHOOL PERFORMANCE REPORT AMENDMENTS**

2013 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Howard A. Stephenson**

House Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies requirements pertaining to a school performance report.

**Highlighted Provisions:**

This bill:

- ▶ modifies the content of a school performance report, which includes information about the academic achievement and demographic characteristics of a school's students;
- ▶ provides for public online access to a school performance report; and
- ▶ requires the State Board of Education, in meeting reporting requirements of a school performance report, to protect students' privacy by not revealing aggregated test scores if fewer than 10 test scores are in the group of aggregated test scores.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53A-3-602.5**, as last amended by Laws of Utah 2011, Chapter 321

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*Be it enacted by the Legislature of the state of Utah:*



28 Section 1. Section **53A-3-602.5** is amended to read:

29 **53A-3-602.5. School performance report -- Components -- Annual filing.**

30 (1) [~~For a school year beginning with or after the 2010-11 school year, the~~] The State  
31 Board of Education in collaboration with the state's school districts and charter schools shall  
32 develop a school performance report to inform the state's residents of the quality of schools and  
33 the educational achievement of students in the state's public education system.

34 (2) [~~The report described in Subsection (1) shall be written and~~] A school performance  
35 report shall include the following statistical data for each school in a school district and each  
36 charter school, as applicable, [~~except as provided by Subsection (2)(g);~~] and shall also  
37 aggregate the data at the school district and state level:

38 (a) test scores over the previous [~~year~~] four years on:

39 (i) criterion-referenced or online computer adaptive tests to include the scores  
40 aggregated for all students:

41 (A) by grade level or course [~~for the previous two years~~] and an indication of whether  
42 there was a sufficient magnitude of gain in the scores [~~between the two years~~]; and

43 (B) by class;

44 (ii) online writing assessments required under Section 53A-1-603; and

45 (iii) the tenth grade basic skills competency [tests] test required under Section  
46 53A-1-603;

47 (b) college entrance examinations data, including the number and percentage of each  
48 graduating class taking the examinations for the previous four years;

49 (c) advanced placement and concurrent enrollment data, including:

50 (i) the number of students taking advanced placement and concurrent enrollment  
51 courses;

52 (ii) the percentage of students who score three or higher on an advanced placement  
53 test;

54 [~~(ii)~~] (iii) the number [and percent] of students taking a specific advanced placement  
55 course [who take advanced placement tests to receive college credit for the course;] test and the  
56 percentage of those students who score three or higher on the test; and

57 [~~(iii) of those students taking the test referred to in Subsection (2)(c)(ii), the number~~  
58 ~~and percent who pass the test; and]~~

59 (iv) of those students taking a concurrent enrollment course, the number and [percent]  
60 percentage of those who receive college credit for the course;

61 (d) the number and [percent] percentage of students in grade 3 reading at or above  
62 grade level;

63 (e) the number and [percent] percentage of students who were absent from school 10  
64 days or more during the school year;

65 (f) achievement gaps that reflect the differences in achievement of various student  
66 groups as defined by State Board of Education rule;

67 (g) the number and [percent] percentage of "student dropouts" [~~within the school~~  
68 ~~district]~~ as defined by State Board of Education rule;

69 [~~(h) course-taking patterns and trends in secondary schools;~~]

70 [(†) (h) student mobility;

71 [(‡) (i) staff qualifications, to include years of professional service and the number and  
72 [percent of staff] percentage of teachers who have a degree or endorsement in their assigned  
73 teaching area and the number and [percent of staff] percentage of teachers who have a graduate  
74 degree;

75 [~~(k) the number and percent of parents who participate in SEP, SEOP, and~~  
76 ~~parent-teacher conferences;~~]

77 [(†) (j) average class size calculated in accordance with State Board of Education rule  
78 adopted under Subsection (4);

79 [~~(m) (k) average daily attendance as defined by State Board of Education rule[;~~  
80 ~~including every period in secondary schools]; and~~

81 [~~(n) (l) enrollment totals disaggregated with respect to race, ethnicity, gender, limited~~  
82 ~~English proficiency, and those students who qualify for free or reduced price school lunch.~~

83 [~~(3) For a school year beginning with or after the 2010-11 school year, the State Board~~  
84 ~~of Education, in collaboration with the state's school districts and charter schools, shall provide~~  
85 ~~for the collection and electronic reporting of the following data for a school in each school~~  
86 ~~district and each charter school:]~~

87 [~~(a) test scores and trends over the previous four years on the tests referred to in~~  
88 ~~Subsection (2)(a);]~~

89 [~~(b) the average grade given in each math, science, and English course in grades 9~~

90 ~~through 12 for which criterion-referenced or online computer adaptive tests are required under~~  
91 ~~Section 53A-1-603;]~~

92 ~~[(c) incidents of student discipline as defined by State Board of Education rule,~~  
93 ~~including suspensions, expulsions, and court referrals; and]~~

94 ~~[(d) the number and percent of students receiving fee waivers and the total dollar~~  
95 ~~amount of fees waived.]~~

96 (3) (a) Beginning with the 2013-14 school year, a school performance report shall  
97 include the average growth score, as measured by an online computer adaptive test, of a  
98 teacher's students.

99 (b) The average growth score of a teacher's students shall be determined by averaging  
100 the growth scores of students for whom the teacher is responsible for providing instruction in a  
101 subject that is tested by an online computer adaptive test.

102 (4) (a) The State Board of Education shall adopt common definitions and data  
103 collection procedures for local school boards and charter schools to use in collecting and  
104 forwarding the data required under Subsections (2) and (3) to the state superintendent of public  
105 instruction.

106 (b) (i) In accordance with Subsections (4)(b)(ii) through (4)(b)(iv), the State Board of  
107 Education shall adopt rules specifying how average class size shall be calculated.

108 (ii) (A) Except as provided by Subsections (4)(b)(ii)(B) through (4)(b)(ii)(D) or for  
109 nontraditional classes identified by rule, average class size at the elementary school level shall:

110 (I) be calculated by grade level; and

111 (II) indicate the average number of students who are assigned to a teacher for  
112 instruction together during a designated time period.

113 (B) If students at the elementary school level receive instruction in core classes from  
114 different teachers, average class size may be calculated as provided by Subsection (4)(b)(iii) for  
115 secondary school students.

116 (C) An elementary school class that includes students from multiple grade levels shall  
117 be counted as a single class.

118 (D) An extended day class in which a portion of the class arrives early and the other  
119 portion stays late shall be counted as a single class.

120 (iii) (A) Except as provided by Subsection (4)(b)(iii)(B) or for nontraditional classes

121 identified by rule, average class size at the secondary school level shall:

122 (I) be calculated for core language arts, mathematics, and science courses; and

123 (II) indicate the average number of students who are assigned to a teacher for  
124 instruction together during a designated time period.

125 (B) A secondary school class in which a teacher provides instruction in multiple  
126 courses shall be counted as a single class.

127 (iv) Special education classes and online classes shall be excluded when determining  
128 average class size by grade at the elementary school level or the average class size of core  
129 language arts, mathematics, and science courses at the secondary level.

130 (c) The State Board of Education, through the state superintendent of public  
131 instruction, shall adopt standard reporting forms and provide a common template for collecting  
132 and reporting the data, which shall be used by all school districts and charter schools.

133 (d) The state superintendent shall use the automated decision support system referred  
134 to in Section 53A-1-301 to collect and report the data required under Subsections (2) and (3).

135 (5) ~~[(a) For a school year beginning with or after the 2010-11 school year]~~ On or before  
136 October 1, the State Board of Education, through the state superintendent of public instruction,  
137 shall ~~[issue its report]~~ annually ~~[by October 1 to include]~~ publish on the State Board of  
138 Education's website, a school performance report for each school that includes the required  
139 data from the previous school year or years as indicated in Subsections (2) and (3).

140 ~~[(b) The State Board of Education shall publish on the State Board of Education's~~  
141 ~~website U-PASS school reports for the 2009-10 school year that indicate the academic~~  
142 ~~proficiency and progress of a school's students and whether the school meets state standards of~~  
143 ~~performance.]~~

144 (6) (a) Each local school board and each charter school shall receive a written or an  
145 electronic copy of the report from the state superintendent of public instruction containing the  
146 data for that school district or charter school in a clear summary format and have it distributed,  
147 on a one per household basis, to the residence of students enrolled in the school district or  
148 charter school before November ~~[30th]~~ 30 of each year.

149 (b) Each local school board, each charter school, and the State Board of Education  
150 shall have a complete report of the statewide data available for copying or in an electronic  
151 format at their respective offices.

152           (c) A school district shall maintain a link to the website described in Subsection (5)(a)  
153 on the school district's website and the website of each school in the district.

154           (d) A charter school shall maintain a link to the website described in Subsection (5)(a)  
155 on the school's website.

156           (7) In meeting the reporting requirements of this section, the State Board of Education  
157 shall protect students' privacy by not revealing aggregated test scores if fewer than 10 test  
158 scores are in the group of aggregated test scores.

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**Legislative Review Note**  
**as of 1-22-13 1:33 PM**

**Office of Legislative Research and General Counsel**